



**MEMO ENDORSED**

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**Via ECF**

Honorable Valerie E. Caproni  
United States District Court  
Southern District of New York  
40 Foley Square, Room 240  
New York, New York 10007

Re: *Edmondson, et al. v. RCI Hospitality Holdings, Inc. et al.*  
Case No.: 16-cv-2242 (VEC)

Dear Judge Caproni:

We represent defendants RCI Hospitality Holdings, Inc., Peregrine Enterprises, Inc., RCI Dining Services (37<sup>th</sup> Street), Inc., and Eric Langan (collectively “Defendants”) in connection with the above-referenced lawsuit. We submit this letter jointly with Plaintiffs’ counsel to request a new briefing schedule for the parties’ planned motions for summary judgment.

As you may recall, at the parties’ request, Your Honor referred this matter to a settlement conference before Magistrate Judge Cave. The conference extended over two days in November. Although the parties negotiated in good faith, we were unable to bridge the gap and resolve the case. We therefore have no choice but to proceed with dispositive motion practice.

Counsel for the parties recently conferred and agreed to a briefing schedule that closely aligns to the filing time frames that were previously established and endorsed by Your Honor.

Nature of Filing

Proposed Deadline

Motions for summary judgment

February 12, 2021

Opposition to motions

April 9, 2021

Reply papers

May 14, 2021

November 30, 2020

Page 2

The parties are available to participate in a pre-motion conference to the extent the Court wishes to discuss the foregoing. Otherwise, it would be greatly appreciated if Your Honor would endorse the within proposed briefing schedule for dispositive motion practice in this action.

Thank you for your kind consideration of this matter.

Respectfully submitted,

*/s/Daniel J. Fox*

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DJF

cc: All counsel of record via ECF

Application GRANTED in part. Motions for summary judgment are due on **March 5, 2021**. Oppositions are due on **May 7, 2021**. Reply papers are due on **June 18, 2021**. Due to this extended briefing schedule, there will be no extensions.

SO ORDERED.



HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE

12/1/2020